

IN THE ORPHANS' COURT FOR ANNE ARUNDEL COUNTY, MARYLAND

IN RE:

ESTATE OF CALDWELL MCMILLAN, SR.

Estate No.: 24984

OFFICIAL TRANSCRIPT OF PROCEEDINGS  
(Hearing)

Annapolis, Maryland

Tuesday, October 31, 2017

BEFORE:

HONORABLE NANCY C. PHELPS, CHIEF JUDGE  
HONORABLE ALAN M. RZEPKOWSKI, JUDGE  
HONORABLE MAUREEN CARR-YORK, JUDGE

APPEARANCES:

For the Estate:

CALDWELL MCMILLAN, JR., PRO SE

For Elizabeth McMillan-McCartney:

SUVITA MELEHY, ESQUIRE

Electronic Proceedings Transcribed by: William J. Garling

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**EXHIBIT**  
**D**

1 telling this Court that the estates should pay for work that  
2 she did for Silmac -- they're two separate entities -- when  
3 she knows that the estates were only shareholders in Silmac  
4 and were afforded certain protections by doing things as a  
5 corporation.

6 A corporation's shareholders are not liable for  
7 any debts incurred or judgments handed down against the  
8 corporations. The shareholders only risk their equity in  
9 the corporation.

10 So, over 28 years, this is a lot of work. No, I  
11 didn't charge anything. I didn't charge anything, but, yes,  
12 I could have charged, but I didn't. You know, that's why  
13 the Court provided -- I mean, that's why the statute  
14 provides personal representatives' commissions for the work  
15 that you've done.

16 And I said, Well, I'm going to get my PR  
17 commissions, plus, I'm going to charge \$40 an hour on --  
18 well, even -- anyway, that's what I have to say about that.

19 THE COURT: Did you, Mr. Caldwell -- or  
20 Mr. McMillan --

21 MR. MCMILLAN: Uh-huh.

22 THE COURT: -- agree to the payment to your sister  
23 of \$40 an hour for time she expended on the --

24 MR. MCMILLAN: No, definitely not.

25 THE COURT: -- estate in November of 1990?

1 MR. MCMILLAN: No, no, that's just made up.  
2 That's just made up. The meeting that -- I remember one  
3 meeting where they appointed her, the two lawyers, because  
4 since she was a lawyer -- is a lawyer -- was -- is a  
5 lawyer -- was a lawyer at that time, that they felt that she  
6 should be the president and treasurer of Silmac, plus, they  
7 have her in their back pocket. You know both of them were  
8 claimants of -- anyway ...

9 Okay. That's my argument on why I should, because  
10 of all the work that I have done.

11 THE COURT: Okay. Thank you.

12 We're going to start -- keep on that one and we'll  
13 deal with the exceptions next.

14 MS. MELEHY: Well, Your Honor, may I ask Mr.  
15 McMillan some questions? I know -- I'm not sure where --

16 THE COURT: We can put Mr. McMillan on the stand.

17 MS. MELEHY: Yes, please.

18 THE COURT: Mr. McMillan, will you take the  
19 witness stand, please, and recall that you have been sworn  
20 as a witness and you are under oath.

21 Whereupon,

22 CALDWELL MCMILLAN, JR.,  
23 a witness produced on call of the Legatee, previously having  
24 been duly sworn according to law, was examined and testified  
25 as follows:

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